

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
GREENVILLE DIVISION

In the Matter of:
LEGACY ENTERPRISES OF
NORTH AMERICA, LTD
Debtor

Chapter 11
Case No.: 24-03477-5-JNC

SECOND SUPPLEMENT TO SECOND STATUS REPORT REGARDING YANKEE'S
AND R1'S COMPLIANCE WITH PRIOR ORDERS OF THIS COURT AND REQUEST
FOR ADDITIONAL SANCTIONS

NOW COMES Legacy Enterprises of North America, LTD (“Debtor”) by and through undersigned counsel of record, pursuant to this Court’s Second Order Regarding Continued Contempt of Yankee and R1 (“Order”) [Doc. No. 78], and respectfully submits to the Court this supplement to its second status report as to R1 Truck Repair, Inc. (“R1”) and Yankee Freight, LLCs’ (“Yankee”) (collectively referred to herein as “Possessing Parties”) complying with this Court’s Order Granting Motion for Turnover of Property of the Bankruptcy Estate (“Turnover Order”) [Doc. No. 38], and Order of Contempt as to Yankee and R1 and Directing Further Show Cause Hearing (“Show Cause Order”) [Doc. No. 57]. In support thereof, Debtor shows additional supplemental information unto the court the following:

1. On February 11, 2025, counsel for Possessing Parties notified Debtor’s counsel that the remaining four (4) trucks (“Trucks”) were “operable and ready” for pick up.
2. Debtor’s principal, Mr. David Faulk (“Faulk”), confirmed with a representative of Possessing Parties that he intended to travel to Illinois on February 19, 2025, to which the representative replied that the Trucks were available at Faulk’s convenience.
3. On February 18, 2025, Eastern North Carolina was struck by a rare weather event involving ice, sleet, and snow which prevent Faulk from departing for Illinois, further delaying his travels.

4. On February 26, 2025, Faulk traveled to Illinois, and contacted the representative for Possessing Parties confirming his arrival time that evening around 8:30 p.m. Possessing Parties' representative agreed to have one of the Trucks running for Faulk upon his arrival.

5. Shortly thereafter, Possessing Parties representative contacted Faulk to say that the Trucks would not be available the evening of February 26, 2025, but only between the hours of 9:00 a.m. and 5:00 p.m., forcing Faulk to stay an additional night at a hotel.

6. On February 27, 2025, Faulk inspected the four remaining Trucks, finding that each truck would not start.

7. After a jump start, fluid leveling, and electronic diagnostic, Truck 5810 presented multiple "warning lights" on the driver's display. Faulk expressed his deep concern for the status of Truck 5810 to Possessing Parties representative, and after an additional electronic diagnostic and "forced regen" the Possessing Parties representative assured Faulk that he would make the journey to NC.

8. Faulk drove Truck 5810 approximately 25 miles from Possessing Parties' facility, when three warning lights appeared on the driver's display and the engine went into "derate mode" limiting Truck 5810's top speed to 55mph.

9. Faulk proceeded a few miles more across the border into Indiana, where he stopped and attempted a "Parked regen" with no success. Faulk then made the decision to return Truck 5810 Possessing Parties' facility to prevent being stalled on the side of the road and requiring a tow.

10. During Faulk's return trip of Truck 5810, travelling at a top speed of 55 mph through several jurisdictions with speed limits of 70 mph caused Truck 5810 to become a dangerous impedance of the flow of traffic. Once Faulk reached Possessing Parties' facility, the Truck 5810 had in fact derated from 55 mph down to 5 mph.

11. On February 28, 2025, Faulk left Truck 5810 for further diagnostic by Possessing Parties' representative, and managed to restore Truck 5808 to running condition after a jump start, fluid leveling, and road inspection. Faulk successfully returned Truck 5808 to NC.

12. Once again, Faulk made the Possessing Parties representative aware of his plans to return on Monday, March 2, 2025 with an additional driver to pick up the remaining three Trucks. Possessing Parties representative assured Faulk that he would work on the remaining three Trucks, and give Faulk an update on which Trucks would be ready for pick up upon Faulk's return to Possessing Parties' facility.

13. On March 3, 2025, Faulk received an update from Possessing Parties associate claiming that two of the remaining three Trucks are operable.

14. Debtor has secured a driver to return the remaining three Trucks to Debtor's address in NC, but is uncertain as to how this will affect the current time tables.

15. Debtor has incurred additional expenses involving his most recent trip to Illinois in the amount of \$811.14. See attached Exhibit A.

16. Debtor requests that the Possessing Parties be required to pay the additional amount of \$811.14 as a sanction.

17. Debtor is filing this second supplement to the second status report and requesting additional sanctions from the Court in the total amount of \$811.14.

18. Pursuant to this court's Second Order Regarding Continued Contempt of Yankee and R1 [Doc. No. 78], Debtor requests an additional hearing on Possessing Parties' further contempt.

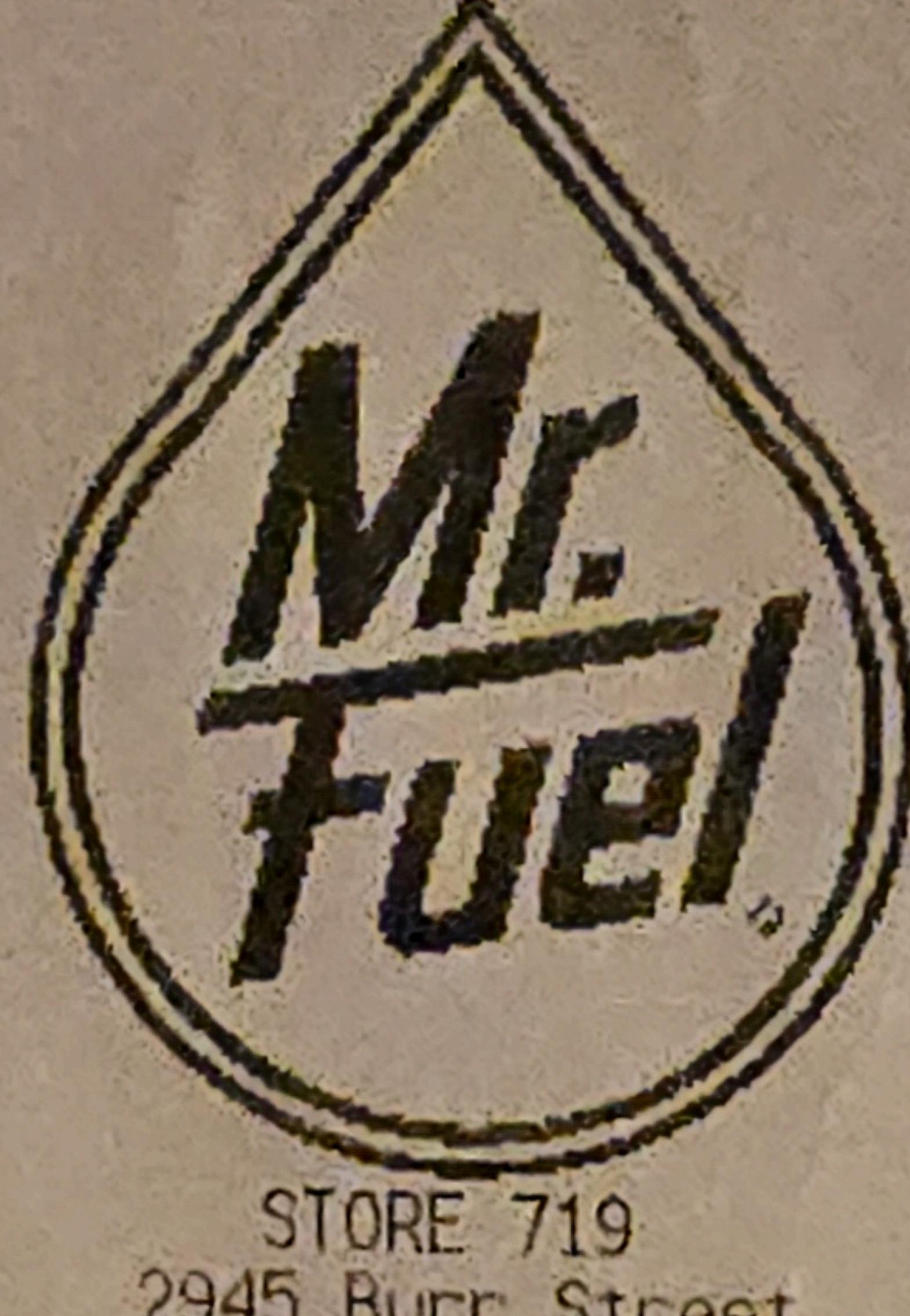
This the 4th day of March, 2025.

s/George Mason Oliver
GEORGE MASON OLIVER
N.C. State Bar No. 26587
THE LAW OFFICES OF

OLIVER & CHEEK, PLLC
PO Box 1548
New Bern, NC 28563
(252) 633-1930
(252) 633-1950 (fax)
Email: george@olivercheek.com
Attorney for Debtor

Exhibit A - 2/26-2/28/25 Fees and Expenses

Fuel	\$	400.00
Greyhound Bus Ticket	\$	206.46
Hotel	\$	165.72
Lyft rides	\$	38.96
Total Due	\$	811.14



STORE 719
2945 Burr Street
Gary, IN 46406
(219) 844-0502
02/28/2025

SALE

Transaction #: 3124660

Qty	Name	Price	Total
1	Truck Diesel	400.00	400.00
	Pump:	23	
	Gallons:	108.137	
	Price / Gal:	3.699	
Subtotal			400.00
Sales Tax			0.00
Total			400.00

Received

Debit Card	400.00
XXXXXXXXXXXX8927	TAP
Approved	
Auth #:	876058

TYPE: COMPLETION
US DEBIT (T)
AID: A0000000980840
TWR: 0000000000
IAD: 06061203A00000
ARC: 00

Verified by PIN

IMPORTANT - Retain this copy for your records.

CUSTOMER COPY

Vehicle ID: 808

Vehicle ID

Company Name

Odometer

TRIP NUMBER

808

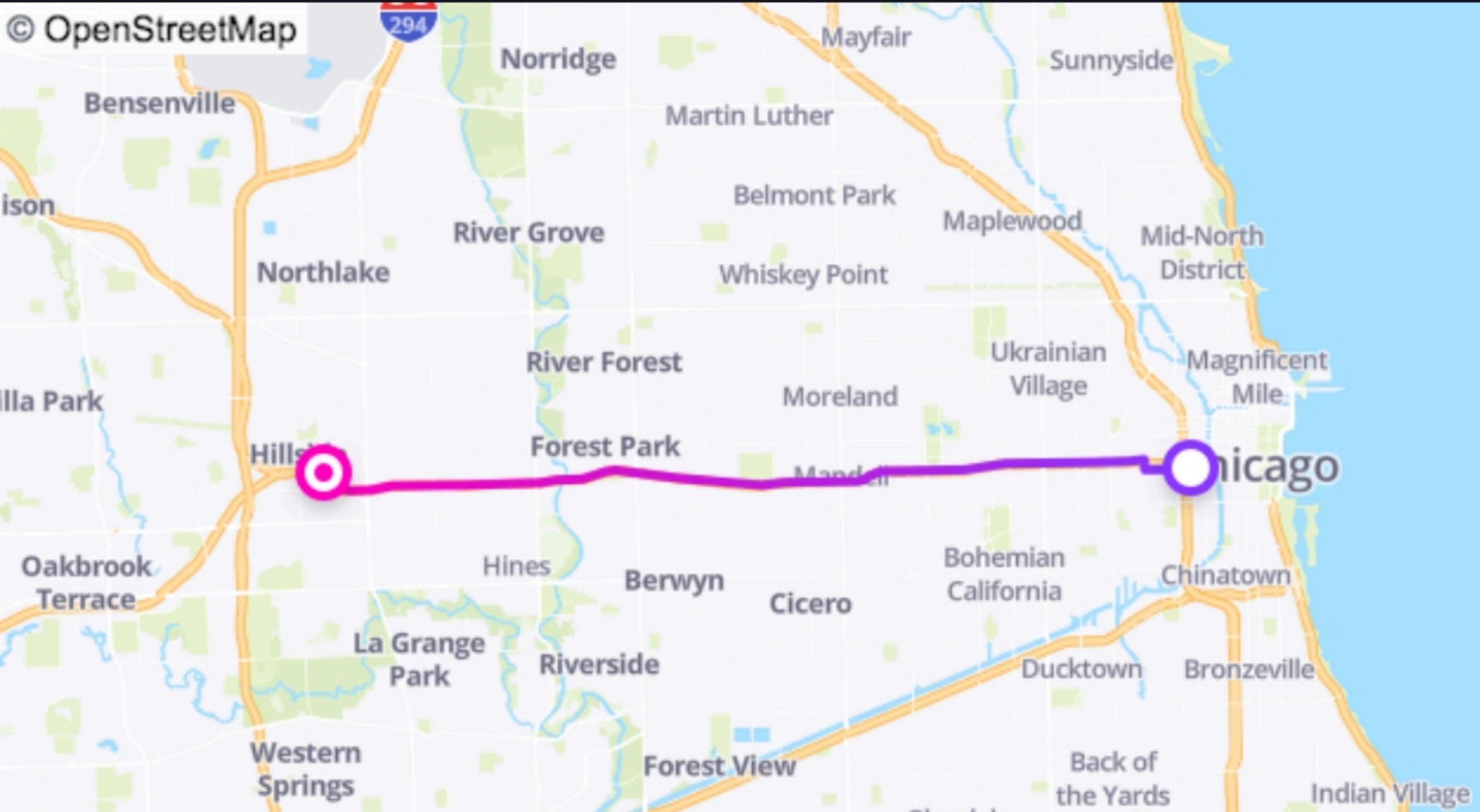
LEGACY

22:31 ⚡ M 🎵 🎵 🎵

84%



Feb 26, 2025, 7:55 PM • 13.4 miles • 17 min



	Greyhound Chicago, IL 60607	Pickup 19:55
	4575 Frontage Rd Hillside, IL 60162	Drop-off 20:13

Payment	
Lyft Standard fare (13.4 mi, 17m)	\$21.79
Downtown Zone Surcharge	\$1.50
City of Chicago Accessibility Fee	\$0.10
City of Chicago Fee	\$1.13
Tip	\$1.48
VISA Visa *2639	
Total charge	\$26.00

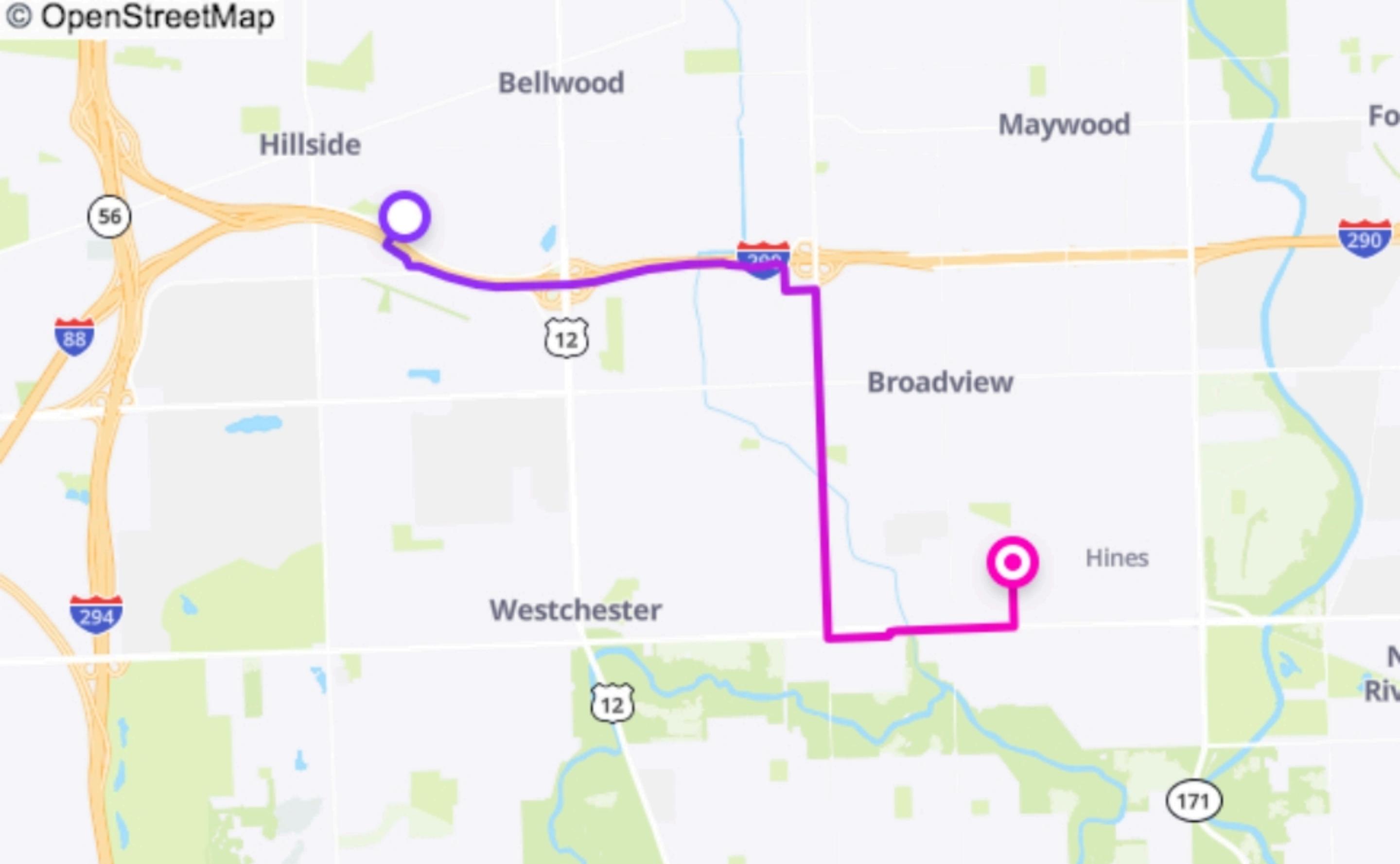


22:31 ⚡ M 📸 84%



Trip

Feb 27, 2025, 11:35 AM • 4.4 miles • 10 min



 **4575 Frontage Rd** Pickup
Hillside, IL 60162 11:35

 **2717 S 13th Ave** Drop-off
Broadview, IL 60155 11:46

Payment

Lyft Standard fare (4.4 mi, 10m) **\$12.96**

VISA Visa *2639 **\$12.96**
Total charge

8 **Personal** Visa *2639 >

Your payment method has already been charged. Changing





Tuesday, Feb 25, 2025

11:15AM Ahoskie (Ahoskie Bus Stop)

301 W Main St, 27910 Ahoskie



Route US0654s **Greyhound**

Direction Raleigh Bus Station

Operated by Greyhound Lines, Inc

02:40PM Raleigh Bus Station

You have **3 Hrs. 15 Min.** for your transfer

05:55PM Raleigh Bus Station

2210 Capital Blvd, 27604 Raleigh



Route US0670 **Greyhound**

Direction New York Port Authority

Operated by Greyhound Lines, Inc

Feb 26 12:05AM Baltimore Downtown Bus Station

... Continued on next page



The same QR code is used for your entire journey



Adult

Dave Faulk

US0654s

Seat

12D

US0670

Seat

6B



1 x Carry-on bag(s)

25 lbs · 16.5x12x7 in



1 x Stored bag(s)

50 lbs · 31.5x20x12 in

Additional information

Total price: **USD 206.46**

Manage My Booking: shop.greyhound.com/rebooking

Track your trip: greyhound.com/track/order/3233596398

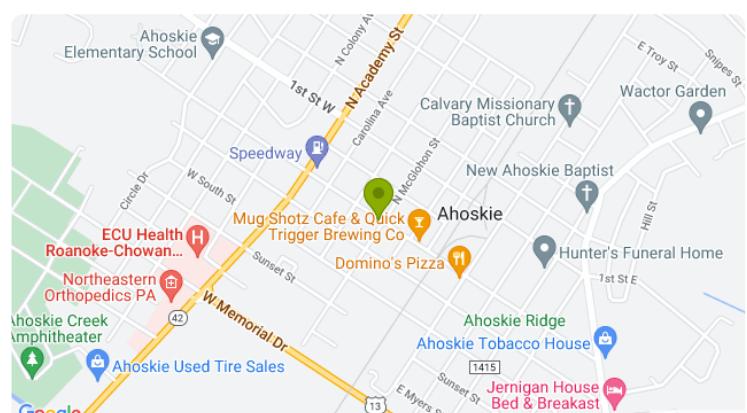
FAQ: greyhound.com/help-and-info

Your checklist for your trip

- Arrive on time for boarding (usually 15 mins prior to departure)
- Double check dimensions and print baggage tag.
More information at: greyhound.com/travel-info/baggage

Your departure station

Ahoskie (Ahoskie Bus Stop), 301 W Main St, 27910 Ahoskie



Tuesday, Feb 25, 2025

You have 1 Hrs. 55 Min. for your transfer

02:00 AM Baltimore Downtown Bus Station

Feb 26

2110 Haines St, 21230 Baltimore



Route US0164 Greyhound

Direction Chicago Bus Station

Operated by Greyhound Lines, Inc

Feb 26

08:05 PM Chicago Bus Station

630 W Harrison St, 60607 Chicago



The same QR code is used for your entire journey



Adult

Dave Faulk

Seat

12C



1 x Carry-on bag(s)

25 lbs · 16.5x12x7 in



1 x Stored bag(s)

50 lbs · 31.5x20x12 in

Additional information

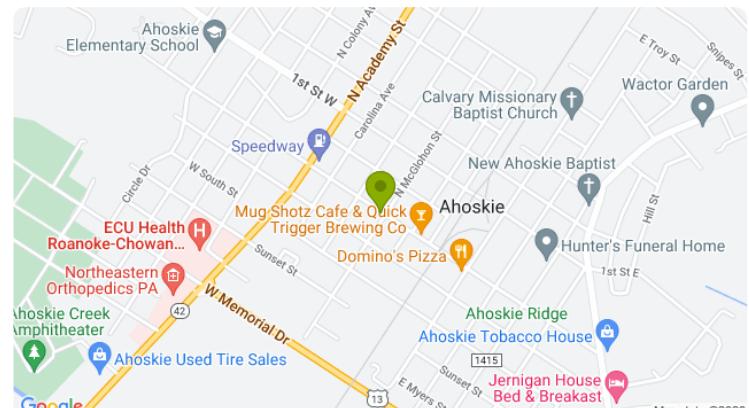
 Total price: **USD 206.46** Manage My Booking: shop.greyhound.com/rebooking Track your trip: greyhound.com/track/order/3233596398 FAQ: greyhound.com/help-and-info

Your checklist for your trip

- Arrive on time for boarding (usually 15 mins prior to departure)
- Double check dimensions and print baggage tag.
More information at: greyhound.com/travel-info/baggage

Your departure station

Ahoskie (Ahoskie Bus Stop), 301 W Main St, 27910 Ahoskie



Receipt

Expedia itinerary: 73041852839282

Purchase date: Feb 27, 2025

Booking details

MainStay Suites Chicago Hillside

4575 Frontage Rd, Hillside, IL, 60162 United States of America

Check-in: Feb 26, 2025

Check-out: Feb 27, 2025

1 room x 1 night

Room, 1 Queen Bed, Non Smoking

Booked for: Dave Faulk

Payment details

Room price

Wed, Feb 26	\$74.00
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Taxes & Fees	\$8.86
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Total	\$82.86
	Paid
	[Visa 8927]

Receipt

Expedia itinerary: 73041852839282

Purchase date: Feb 27, 2025

Booking details

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4575 Frontage Rd, Hillside, IL, 60162 United States of America

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Room, 1 Queen Bed, Non Smoking

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Payment details

Room price

Wed, Feb 26	\$74.00
-------------	---------

Taxes & Fees	\$8.86
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Total	\$82.86
	Paid
	[Visa 8927]

CERTIFICATE OF SERVICE

I, George Mason Oliver, Post Office Box 1548, New Bern, North Carolina 28563, certify:

That I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age;

That on the 4th day of March, 2025, I served copies of the foregoing Second Supplement to Second Status Report and Request for Additional Sanctions on the parties listed below via CM/ECF or U.S. Mail, First Class, sufficient postage pre-paid, as indicated; and

I certify under penalty of perjury that the foregoing is true and correct.

This the 4th day of March, 2025.

The Law Offices of Oliver & Cheek, PLLC

By: s/George M. Oliver
George M. Oliver
N.C. State Bar No. 26587
Email: george@olivercheek.com
PO Box 1548
New Bern, NC 28563
Telephone: (252) 633-1930
Facsimile: (252) 633-1950
Attorneys for the Debtor

To:

Bankruptcy Administrator (via CM/ECF)

Joseph Z. Frost (via CM/ECF)
Sub Chapter V Trustee

Edwin M. Hardy (via CM/ECF)
*Attorney for Yankee Freight
Systems, LLC & RI Truck Repair*